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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Charles L. Branch, Jr.

Serial No. 10/718,770

Filed November 21, 2003

EXPANDABLE SPINAL IMPLANTS

-) Before the Examiner
-) Not yet known
-) Group Art Unit
-) 3738
-)

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26 May 2005

(Date of Deposit)

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Sir:

Pursuant to the duty of disclosure in accordance with 37 CFR §1.56, Applicant wishes to bring to the attention of the Examiner the patents, publications and/or other information listed on the attached PTO Form 1449 (modified). Copies of the foreign applications are enclosed.

These references were cited in a search report issued on an international application related to the present application. A copy of the search report is provided herewith as the “concise explanation” of 37 CFR 1.98(a)(3) regarding the non-English references. In addition, it is noted from that search report that French-language reference FR 2 753 368 A is related to U.S. Patent Nos. 6,129,763 and 6,371,989 and U.S. Application Publication No. 2002/040243, each of which has already been cited to the PTO in this case, as well as to an additional U.S. Application Publication cited in this IDS.

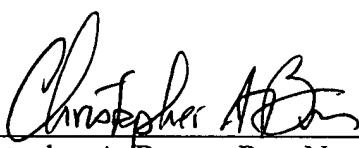
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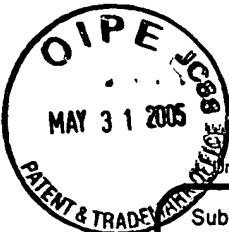
This Statement is being submitted more than three (3) months after the filing date of the application but before receipt of the first Office Action. It is believed that no fee is required for

consideration of the submitted items. Should any fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By:


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MAY 31 2005

4002-3020:CAB:#346776 WEMMH/SB/08A (4/03)

OMB 0651-0031

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**SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT BY
APPLICANT**

(use as many sheets as necessary)

Substitute for form 1449A/PTO		<i>Complete if Known</i>	
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Application Number	10/718,770
		Filing Date	November 21, 2003
		First Named Inventor	Charles L. Branch, Jr.
		Group Art Unit	3738
		Examiner Name	not known
Sheet	1	of	1
		Attorney Docket Number	
		PC740.00/4002-3020	

U.S. PATENT DOCUMENTS

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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